



A BILL FOR AN ORDINANCE

RELATING TO REFUSE.

BE IT ORDAINED by the People of the City and County of Honolulu:

SECTION 1. Purpose. The purpose of this ordinance is to address the illegal disposal of refuse.

SECTION 2. Chapter 9, Article 1, Revised Ordinances of Honolulu 1990 ("General Provisions"), is amended by adding a new section to be appropriately designated by the revisor of ordinances and to read as follows:

"Sec. 9-1. Prohibited activities.

No person shall throw, drop, place, dump, or deposit refuse, to include bulky wastes on a street, roadside, alley, highway, or public place except as provided in this chapter."

SECTION 3. Section 9-5.1, Revised Ordinances of Honolulu 1990, is amended to read as follows:

"Sec. 9-5.1 Violation—Penalty.

- (a) Except as otherwise provided, any person violating any provision of this chapter shall be subject to a civil fine not exceeding \$500.00 for each violation. Each day that a person violates any provision of this chapter shall constitute a separate violation.
- (b) Any person violating Section 9-1.4(a)(6) shall be subject to a civil fine not exceeding \$250.00 for each violation.
- (c) Any person violating Section 9-3.1(c) shall be subject to a civil fine not exceeding \$250.00 for each violation.
- (d) Any person violating Section 9-3.5 shall be subject to a civil fine not exceeding \$250.00 for each violation. For purposes of this subsection, "person" means any natural person, partnership, corporation, firm, sole proprietorship, trust, unincorporated association or joint venture, cooperative, or any other entity; provided that the term shall exclude a church and a nonprofit organization, as defined in Section 28-1.3, except a hospital.



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- (e) Any person violating both Sections 9-1.4(d) and 9-4.8 shall be subject to a civil fine not exceeding \$250.00 for each violation. Each time an owner or association of apartment owners violates Section 9-1.4(d), and fails to properly dispose of or remove the bulky wastes after receiving a written notice pursuant to Section 9-4.8, that shall constitute a single violation. The fine shall be in addition to any removal costs billed to the owner or association of apartment owners.
- (f) Any person violating Section 9-1. shall be subject to a civil fine not exceeding \$2,500.00 for each violation.
- (g) The penalties under this section are in addition to any other penalty that may be imposed on a person for a violation of any other provision of this chapter.
- ~~[(g)]~~(h) Appeal of the fines set forth in this section shall be pursuant to rules promulgated by the director as necessary to carry out the provisions of this chapter."

SECTION 4. Ordinance material to be repealed is bracketed. New material is underscored. When revising, compiling or printing this ordinance for inclusion in the Revised Ordinances of Honolulu, the revisor of ordinances need not include the brackets, the bracketed material or the underscoring.



CITY COUNCIL
CITY AND COUNTY OF HONOLULU
HONOLULU, HAWAII

ORDINANCE _____

BILL 24 (2016), CD1

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SECTION 5. This ordinance takes effect upon its approval.

INTRODUCED BY:

Kymberly Pine

Ron Menor

DATE OF INTRODUCTION:

March 10, 2016

Honolulu, Hawaii

Councilmembers

APPROVED AS TO FORM AND LEGALITY:

Deputy Corporation Counsel

APPROVED this _____ day of _____, 20____.

KIRK CALDWELL, Mayor
City and County of Honolulu